

MARSHALL O'TOOLE



FORMALITIES LETTER



\*OC00000004987119\*

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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENT AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/451,180	11/29/1999	WILFRIED FISCHER	29473/10458

JAMES P ZELLER  
MARSHALL O TOOLE GERSTEIN MURRAY & BORUN  
6300 SEARS TOWER  
233 SOUTH WACKER DRIVE  
CHICAGO, IL 606066402

Date Mailed: 03/09/2000

**NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)**

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 01/18/2000 to the Notice to File Missing Parts (Notice) mailed 01/05/2000 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- The application was filed in a language other than English.
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- **The balance due by applicant is \$ 130.**

*A copy of this notice MUST be returned with the reply.*

*Shane T. G.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/15/2000 KZWDIE 00000002 132855 09451180

01 FC:139 65.00 CH 65.00 OP

05/12/2000 KZWDIE 00000046 09451180  
01 FC:205 65.00 OP  
05/15/2000 KZWDIE 00000046 09451180  
05/12/2000 KZWDIE 00000046 09451180  
65.00-OP  
FIS:205  
05/09/00 9:21 AM



PATENT

IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

Applicants:	)	I hereby certify that this
	)	paper is being deposited
Fischer et al.	)	with the United States
	)	Postal Service as first
Serial No.: 09/451,180	)	class mail, postage
	)	prepaid, in an envelope
Filed: November 29, 1999	)	addressed to: Assistant
	)	Commissioner for Patents,
For: TRANSDERMAL SYSTEM	)	Washington, DC 20231 on
FOR DELIVERING	)	this date:
CLONIDINE	)	
	)	May 5, 2000
Group Art Unit: To be	)	
assigned	)	
	)	
Examiner: To be assigned	)	James P. Zeller
	)	Reg. No. 28,491
	)	
	)	

**SUPPLEMENTAL RESPONSE TO NOTICE  
TO FILE MISSING PARTS OF APPLICATION**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This paper is in response to the "Notice to File Missing Parts of Application" dated January 5, 2000, and the "Notice of Incomplete Reply (Non-provisional)" dated March 9, 2000, and supplements the response dated January 11, 2000, with which an executed inventors' declaration was forwarded.

This response is timely filed as it is accompanied by a petition for a two-month extension of time and the requisite fee.

Transmitted herewith are copies of the January 5, 2000, and March 9, 2000, notices, along with a verified translation of the above-identified German language patent application filed November 29, 1999, and a check in the amount of \$65.00 to cover the fee set forth in 37 C.F.R. § 1.17(k), (calculated on a small entity basis).

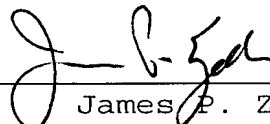
Also transmitted herewith are a second preliminary amendment and an information disclosure statement.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN

May 5, 2000

By

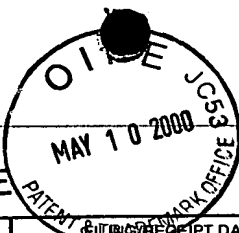
  
James P. Zeller  
Reg. No. 28,491

6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300

**RECEIVED**

JAN 10 2000

MARSHALL O'TOOLE

**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/451,180

11/29/99

FISCHER

W

29473/10458

0262/0105

JAMES P. ZELLER

NOT ASSIGNED

MARSHALL O TOOLE GERSTEIN MURRAY &amp; BORUN

6300 SEARS TOWER

233 SOUTH WACKER DRIVE

0000

CHICAGO IL 60606-6402

DATE MAILED:

01/05/00

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**Docketed: 3/5/00

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☐ non-small entity is \$ 360.00.

- ☐ 1. The statutory basic filing fee is:

- ☐ missing.  
☐ insufficient.

Applicant must submit \$\_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$\_\_\_\_\_ for \_\_\_\_\_ total claims over 20.

\$\_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$\_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

- ☒ is missing or unsigned.

- ☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☒ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

*Shalee K. Jones T.C.*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

GAU 1615

PATENT

#8  
LB  
12/2/00

IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

Applicants: )  
)  
Fischer et al. )  
)  
Serial No.: 09/451,180 )  
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Filed: November 29, 1999 )  
)  
For: TRANSDERMAL SYSTEM )  
FOR DELIVERING )  
CLONIDINE )  
  
Group Art Unit: 1615 )  
  
Examiner: To be assigned )  
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NOV 30 2000

TECH CENTER 1600/2900



STATUS INQUIRY

Commissioner for Patents  
Washington, DC 20231

Sir:

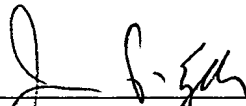
Please advise when an official action can be  
expected in the above-identified application.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN

November 22, 2000

By:

  
James P. Zeller  
Reg. No. 28,491  
Attorneys for Applicants

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233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300